

04-05-02

CPA/1600 H/

# CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

*Submit an original, and a duplicate for fee processing*

*(Only for Continuation or Divisional applications under 37 CFR 1.53(d))*

CHECK BOX if applicable.  
**DUPPLICATE**

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Number: EV 047415589 US Date of Deposit: April 3, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the U.S. Patent and Trademark Office, BOX CPA/P.O. Box 2327, Arlington, VA 22202, on April 3, 2002.

Typed or Printed Name: DARRYL KRINER

Signed:

Address  
to:

Assistant Commissioner for  
Patents  
Box CPA  
Washington, DC 20231

Attorney Docket No.	A-68112-1/RFT/NB
First Named Inventor	BELOTSEKOVSKII
Examiner Name	B. LOEB
Group/Art Unit	1636
Express Mail Label No.	EV 047415589 US

This is a request for  continuation or  divisional application under 37 C.F.R. § 1.53(d),  
(continued prosecution application (CPA)) of prior application number 09 / 557,423  
filed on 04/21/00, entitled, Locked Nucleic Acid Hybrids and Methods of Use

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional application that is either: (1) 35 U.S.C. 371.

A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under 37 C.F.R. § 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. § 1.78(a).

1.  Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 C.F.R. § 1.116 in the prior nonprovisional application.
2.  A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
  - a.  **DELETE** the following inventor(s) named in the prior nonprovisional application:

04/12/2002 TJOHNS04 00000001 061300 09557423

- b.  The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4.  A new power of attorney or authorization of agent (PTO/SB/81) is enclosed
5. Information Disclosure Statement (IDS) is enclosed:
  - a.  PTO-1449
  - b.  Copies of IDS Citations

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	Total Claims (37 C.F.R. §1.16(c) or (j))	26 -20 =	6	X \$ 18	\$ 108
	Independent Claims (37 C.F.R. §1.16(b) or (i))	3 -3 =	0	X \$ 84	\$ 0
	Multiple dependent claims (if applicable) (37 C.F.R. §1.16(d))			+ \$ 280	\$ 280
				BASIC FEE (37 C.F.R. §1.16)	\$ 740
			TOTAL OF ABOVE CALCULATIONS =		\$ 1,128
	Reduction by 50% for filing by small entity. (Note 37 C.F.R. §§1.9, 1.27, & 1.28).				\$ 564
				TOTAL =	\$ 564

6. Small entity status:
- A small entity statement is enclosed, if (b) and (c) do not apply.
  - A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
  - Is no longer claimed.
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 06 - 1300 (Order No. A-68112-1/RFT/NBC)
- Fees required under 37 C.F.R. § 1.16.
  - Fees required under 37 C.F.R. § 1.17.
  - Fees required under 37 C.F.R. § 1.18
8.  A check in the amount of \$460 (\$460 3-Mo Extension of Time Fee) is enclosed.
9.  Other: •Return postcard
10.  Conditional Petition for Extension of Time: An extension of time is requested in the present and/or above-referenced parent application to provide for timely filing if an extension of time is still required after all papers filed with this transmittal have been considered.

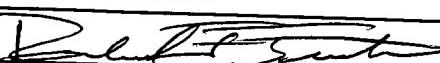
NOTE:

*The prior application's correspondence address will carry over to this CPA  
UNLESS a new correspondence address is provided below.*

**10. NEW CORRESPONDENCE ADDRESS**

<input type="checkbox"/> Customer Number or Bar Code Label	(Insert Customer No. or Attach bar code label here)		<input type="checkbox"/> New correspondence address or <input type="checkbox"/> below
Name			
Address			
City	State	Zip Code	
Country	Telephone	Fax	

**11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Richard F. Trecartin
Signature	
Registration No. (Attorney/Agent)	31,801
Date	